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LEONARDO M. RAPADAS
United States Attorney
KARON V. JOHNSON
Assistant U.S. Attorney
Suite 500, Sirena Plaza
108 Hernan Cortez Avenue
Agana, Guam 96910
Telephone: (671) 472-7332/7283
Telecopier: (671) 472-7334

Attorneys for the United States of America

FILED
DISTRICT COURT OF GUAM

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JAN 09 2006

MARY L.M. MORAN
CLERK OF COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
DANIEL MATSUNO and,)
VIVIAN MATSUNO,)
)
Defendants.)

CRIMINAL CASE NO. 05-00009

MOTION TO IMPOSE FINE

COMES NOW the United States of America, and moves this Honorable Court for an order imposing a fine in the amount of \$3,000, jointly and severally payable by both defendants. The government makes this motion pursuant to the Pre-Trial Diversion Agreement entered into between the parties March 1, 2005, which provides that the defendants were to pay a fine within the applicable Guidelines range, which the parties agreed was between \$250 and \$5,000.

U.S. Probation Officer Judy Ocampo has prepared a financial statement detailing the income, expenses and assets of the defendants. A copy of this statement, along with the

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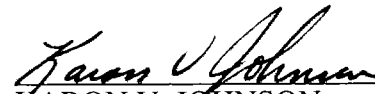
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1 defendant's pre-trial diversion agreements, is being lodged separately under seal for
2 consideration by the Court. The government believes a fine of \$3,000 is reasonable in all the
3 circumstances.

4 Respectfully submitted this 9th day of January, 2006.

5 LEONARDO M. RAPADAS
6 United States Attorney
7 Districts of Guam and CNMI

8 By:

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10 KARON V. JOHNSON
11 Assistant U.S. Attorney
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